

DOCKET NO: 213273US0CONT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
SABURO WAKITA, ET AL. : PETITIONS OFFICE
PATENT NO.: 6,732,992 :
ISSUED: MAY 11, 2004 :
FOR: MOLD FOR PRODUCING SILICON INGOT AND METHOD FOR
FABRICATING THE SAME

PETITION FOR RECONSIDERATION TO ACCEPT UNINTENTIONALLY
DELAYED PAYMENT OF MAINTENANCE FEE IN AN EXPIRED PATENT

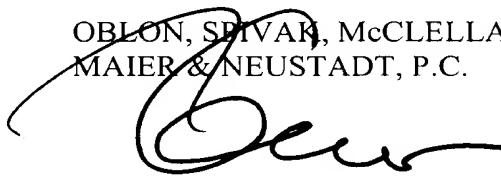
COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the notification dated November 24, 2008, Applicants submit herewith a Petition for Reconsideration to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent, and a Statement Under 37 CFR 3.73(b) in the above-referenced application, accompanied by the requisite fee of \$400.00. A copy of the original Petition filed August 18, 2008, is attached showing prior payment of the Maintenance Fee and the surcharge. The Statement that the delay was unintentional appears at Item 8. of this original Petition.

Respectfully submitted,

OBLON, SHIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Richard L. Treanor
Attorney of Record
Registration No. 36,379

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(OSMMN 08/07)

**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF
MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378(c))**

Docket Number (Optional)

213273US0CONT

Mail to: Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Fax: (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No. 6,732,992 Application Number 09/935,549

Issue Date May 11, 2004 Filing Date August 24, 2001

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable

The above - identified patent:

- ☐ is a reissue of original Patent No. _____, original issue date _____;
original application number _____,
original filing date _____.
- ☐ resulted from the entry into the U.S. under 35 U.S.C. 371 of international
application _____ filed on _____.

CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Date

Signature

Typed or printed name of person signing Certificate

(Page 1 of 3)

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

1. SMALL ENTITY

☐ Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

☐ Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g).

3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input checked="" type="checkbox"/> \$ 930.00	3 1/2 yr fee	(1551)	<input type="checkbox"/> \$ _____	3 1/2 yr fee	(2551)
<input type="checkbox"/> \$ _____	7 1/2 yr fee	(1552)	<input type="checkbox"/> \$ _____	7 1/2 yr fee	(2552)
<input type="checkbox"/> \$ _____	11 1/2 yr fee	(1553)	<input type="checkbox"/> \$ _____	11 1/2 yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$ 930.00

4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ 1,640.00 (Fee Code 1558) must be paid as a condition of accepting unintentionally delayed payment of the maintenance fee.

SURCHARGE BEING SUBMITTED \$ 1,640.00

5. MANNER OF PAYMENT

- ☐ Enclosed is a check for the sum of \$ _____.
- ☐ Please charge Deposit Account No. _____ the sum of \$ _____.
- ☐ Payment by credit card. Form PTO-2038 is attached.

6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

☒ The Director is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. 04-0780.

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7. OVERPAYMENT

As to any overpayment made please

- ☒ Credit to Deposit Account No. 04-0750
- OR ☐ Send refund check.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE
ACCEPTED AND THE PATENT REINSTATED.

Ken Yanai January 19, 2009
Signature(s) of Petitioner(s) Date

Ken YANAI
Typed or printed name(s) Registration Number, if applicable

011-81-46-641-5521
Telephone Number

1-297 Kitabukuro-cho, Omiya-ku Saitama-shi, Saitama 330-8508, Japan
Address

Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

ENCLOSURES:

- ☐ Maintenance Fee payment
- ☐ Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)
- ☒ (1) Statement Under 37 CFR 3.73(b) and (2) Copy of the first page of the Petition originally filed

August 18, 2008 showing payment of the Maintenance Fee and the Surcharge under 27 CFR 1.20(i)(2)

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Mitsubishi Materials Corporation

Application No./Patent No.: 6,732,992

Filed/Issue Date: May 11, 2004

Entitled: MOLD FOR PRODUCING SILICON INGOT AND METHOD FOR FABRICATING THE SAME

Mitsubishi Materials Corporation

Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, government agency, etc.)

States that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

In the patent application/patent identified above by virtue of:

☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 009920, Frame 0712, in 6,334,603, of which the subject patent is a continuation.

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Ken Yanai
Signature

Ken YANAI

Printed or Typed Name

January 19, 2009
Date

0-11-81-48-641-6621

Telephone Number

Assistant Manager
Title



PAC/BOX M -
IFW

2008 AUG 21 PM 4:54

PTO/SB/66 (10-05)

Approved for use through 04/30/2009. OMB 0651-0016

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378(c))

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Fax: (571) 273-8300

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AUG 28 2008

OFFICE OF PETITIONS

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Patent No. 6732 992 Application Number 09 / 93 55 49

Issue Date May 11, 2004 Filing Date August 24, 2001

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July 29, 2008
Date

Ken Yanai
Signature

08/22/2008 DALLIN 00000158 040750 6732992

01 FC:1558 930.00 DA
02 FC:1558 1640.00 DA

Ken YANAI

Typed or printed name of person signing Certificate

[Page 1 of 3]

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Amount	Fee	(Code)	Amount	Fee	(Code)
<input checked="" type="checkbox"/> \$ <u>930.00</u>	3 1/2 yr fee	(1551)	<input type="checkbox"/> \$ _____	3 1/2 yr fee	(2551)
<input type="checkbox"/> \$ _____	7 1/2 yr fee	(1552)	<input type="checkbox"/> \$ _____	7 1/2 yr fee	(2552)
<input type="checkbox"/> \$ _____	11 1/2 yr fee	(1553)	<input type="checkbox"/> \$ _____	11 1/2 yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$ 930.00

4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ 1640.00 (Fee Code 1558) must be paid as a condition of accepting unintentionally delayed payment of the maintenance fee.SURCHARGE BEING SUBMITTED \$ 1640.00

5. MANNER OF PAYMENT

☐ Enclosed is a check for the sum of \$ _____.☒ Please charge Deposit Account No. 04-0750 the sum of \$ 2570.00. A duplicate copy of this authorization is attached.☐ Payment by credit card. Form PTO-2038 is attached.

6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

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OR



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Ken Yanai

Signature(s) of Petitioner(s)

July 29, 2008

Date

Ken YANAI

Typed or printed name(s)

Registration Number, if applicable

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1-297 Kitabukuro-Cho, Omiya-Ku, Saitama-Shi, Saitama

Address

330-8508, JAPAN

Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

ENCLOSURES:



Maintenance Fee payment



Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)

